

DETAILED ACTION

Response to Amendment

The applicant's amendment, received 1-21-10, overcomes the examiner's rejection. Hence claims 39-42, 44-52 and 54-55 are allowed while claims 1-38, 43 and 53 have been cancelled.

1. The terminal disclaimer is acknowledged by the examiner. It will be further reviewed by the paralegal department for compliance as well.

Allowable Subject Matter

The following is an examiner's statement of reasons for allowance:

1. The applicant has amended as per the recommendations of the examiner. He therefore believes the claims to be novel over the prior art of record.

2. Furthermore, the examiner notes that the applicant's Terminal Disclaimer acknowledges similar concepts being taught in commonly owned US Patent 6,292,662. In the examiner's opinion, the '662 patent teaches at least the same or broader concepts. Hence this application is inherently allowable since it puts forth narrower concepts than that of the '662 patent

US 6,292,622 Patent

1. A method for processing a telephone call from a wireless subscriber unit that is part of a wireless telephone system, the method comprising

THIS APPLICATION

39. (Currently amended) A method in a base station for processing a call from a first subscriber unit to a second subscriber unit, comprising:

<i>the steps of: receiving a request to make the telephone call to a receiving subscriber unit;</i>	receiving a request from the first subscriber unit to make a call to the second subscriber unit
<i>devocoding vocoded data from the wireless subscriber unit if the receiving subscriber unit is a wire-based subscriber unit; and delivering the vocoded data to the receiving subscriber unit if the receiving subscriber unit is a wireless subscriber unit,</i>	determining if the second subscriber unit incorporates vocoding techniques that are compatible with the first subscriber unit by generating an information request message that returns the signal processing capabilities of the second subscriber unit;
<i>wherein said delivering step comprises: routing the vocoded data to the receiving subscriber unit within the wireless telephone system if the receiving subscriber unit is part of the wireless telephone system;</i>	routing vocoded data packets from the first subscriber unit to the second subscriber unit without devocoding if the first and second subscriber units have compatible vocoding techniques;
<i>converting the vocoded data into tones and routing the vocoded data through a long distance telecommunications system if the receiving subscriber unit is part of a second wireless telephone system.</i>	and devocoding data packets from the first subscriber unit and transmitting the devocoded data packets to the second subscriber unit if the first and second subscriber units do not have compatible vocoding techniques

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen M. D'Agosta whose telephone number is 571-272-7862. The examiner can normally be reached on M-F, 8am to 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lun Yi Lao can be reached on 571-272-7671. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Stephen M. D'Agosta/
Primary Examiner, Art Unit 2617